THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 17392 of 2005

MONDAY, THE EIGHTH DAY OF AUGUST
TWO THOUSAND AND FIVE

Between:

Kumari A.S.Shailaja, D/o. A.Siddappa,
(Town) Shop No.1, Amrapuram Mandal, Ananthapur district.

..... PETITIONER

AND

1 The Director Civil Supplies, Govt of A.P., Somajiguda, Hyderabad-4.
2 The District Collector, Ananthapuram.

.....RESPONDENTS

The Court, at the stage of admission, made the following:

Oral order:-

The petitioner is a fair price shop dealer of Amarapuram (Town), Shop No.1, Amarapuram Mandal, Ananthapur district. By the proceedings dated 17-06-2005, the District Collector, Ananthapur approved the proposals of the Revenue Divisional Officer concerned for bifurcation of the fair price shop. Aggrieved whereby the petitioner preferred an appeal to the 1st respondent on 04-08-2005 and within 24 hours thereafter, filed the writ petition challenging the bifurcation and complaining that the appeal has not been disposed of. In the chronology of events stated above, the writ petition is misconceived. The petitioner cannot rush to the court within 24 hours after filing appeal complaining that the 1st respondent has not considered and disposed of the appeal. She cannot also challenge the order of bifurcation, as she has preferred the available alternative remedy of appeal to the 1st respondent. There is no cause for apprehension that the 1st respondent will not expeditiously consider and dispose of the petitioner's appeal or her application for interim relief, nor for the apprehension that the respondents would notify the newly created fair price shop for appointment of a permanent dealer and release of stocks even without disposing of the appeal or the application for grant of interim relief. In the above said circumstances, the writ petition is dismissed. No costs.

_____

GODA RAGHURAM, J

Dt. 08-08-2005

Pvks/*